

ORDINANCE NO. 217

AN ORDINANCE OF THE CITY OF TIOGA, TEXAS PROVIDING FOR A FEE ON RETURNED CHECKS; PROVIDING FOR NOTICE; PROVIDING FOR AUTHORITY TO ENFORCE ORDINANCE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Tioga is receiving an increasing number of checks issued for payment of city services, court fines or for other purposes that are being returned to the City marked insufficient funds or account closed;

AND, WHEREAS, the charges that are imposed on the City of Tioga by our bank whenever a check is returned has increased;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TIOGA, GRAYSON COUNTY TEXAS:

Section 1. Returned Check Fee.

There will be a fee of \$25.00 imposed on all checks that are returned for insufficient funds, closed accounts, or any other reason that prevents the check from clearing the bank.

Section 2. Notice

Upon receiving notice from the bank that a check has been returned, the City Secretary or his/her assigns will send a certified letter to the person that issued the check requiring payment in full within ten days.

Section 3. Failure to comply with notice.

Failure to comply with the notice may result in referral for criminal prosecution under P.C. 31.06. In addition, if the check that has been returned was issued in payment of city provided services, those services may be discontinued until the matter is resolved.

Section 4. Authority.

Authority to enforce this ordinance shall be vested in the City Secretary or his/her assigns.

Section 5. Severability.

If any Section or part of any section or paragraph of this Ordinance is declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other Section or sections or part of a Section or paragraph of this Ordinance.

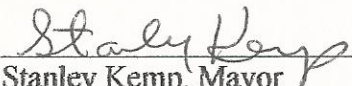
Section 6. **Effective Date.**

The City Council of the City of Tioga declares this Ordinance shall be effective upon passage of the Ordinance by the City Council.

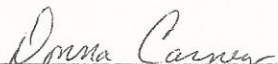
Section 7. **Repealing Clause.**

All ordinances and parts of Ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS THE 14TH DAY OF APRIL, 2003.


Stanley Kemp, Mayor
City of Tioga

Attest:


Donna Carney, City Secretary